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16 UNITED STATES DISTRICT COURT
17 NORTHERN DISTRICT OF CALIFORNIA
18 OAKLAND DIVISION

19 NATIVE VILLAGE OF KIVALINA and CITY
20 OF KIVALINA,

21 Plaintiffs,

22 vs.

23 EXXONMOBIL CORPORATION; *et al.*,

24 Defendants.

CASE NO. CV-08-01138 SBA

**JOINT STIPULATION RE:
DISMISSAL OF NRG ENERGY,
INC. WITH PREJUDICE**

[Proposed Order Lodged Separately]

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Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, Plaintiffs and Defendant NRG Energy, Inc. stipulate to dismissal, with prejudice to refile, of all claims asserted by Plaintiffs against NRG Energy, Inc. in the above-styled action. Plaintiffs and Defendant NRG Energy, Inc. further stipulate that all attorneys' fees and costs of Court incurred by the parties to this joint stipulation shall be paid by the party responsible for incurring those fees and costs.

Dated: June 11, ~~May~~ 2008

Respectfully Submitted,

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By: 

By: 

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24 UNITED STATES DISTRICT COURT

25 NORTHERN DISTRICT OF CALIFORNIA

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Plaintiffs,

vs.

EXXONMOBIL CORPORATION; *et al.*,

Defendants.

CASE NO. CV-08-01138 SBA

**[PROPOSED] ORDER RE:
DISMISSAL OF NRG ENERGY,
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1 Pursuant to Plaintiffs' and Defendant NRG Energy, Inc.'s joint stipulation of dismissal, IT
2 IS HEREBY ORDERED THAT all claims asserted by Plaintiffs against NRG Energy, Inc. in this
3 action are DISMISSED WITH PREJUDICE and with each party to the joint stipulation of
4 dismissal bearing its own attorneys' fees and costs of Court.
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7 DATED: _____, 2008

8 By: _____
9 The Hon. Sandra B. Armstrong
10 United States District Judge
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